

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In Re: Asbestos Products Liability Litigation (No. VI); MDL 875

Regarding:
THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA

GRADY HUMPHREYS, ET AL.

PLAINTIFFS

V.


A.O. SMITH ELECTRICAL
PRODUCTS, CO., ET AL.


DEFENDANTS

CIVIL ACTION NO. 2:07-607

JOINT MOTION FOR DISMISSAL WITHOUT PREJUDICE

Come now the Plaintiffs and Defendants BORG-WARNER CORPORATION BY ITS SUCCESSOR IN INTEREST, BORGWARNER MORSE TEC, INC.; EXTECO, INC. F/K/A/ THERMO ELECTRIC CO. INC.; THE MARLEY-WYLAIN COMPANY D/B/A WEIL-MCLAIN COMPANY, INC., by their respective counsel and jointly move that the above-entitled action be dismissed without prejudice as to the Defendants BORG-WARNER CORPORATION BY ITS SUCCESSOR IN INTEREST, BORGWARNER MORSE TEC, INC.; EXTECO, INC. F/K/A/ THERMO ELECTRIC CO. INC.; THE MARLEY-WYLAIN COMPANY D/B/A WEIL-MCLAIN COMPANY, INC. only, and with each party to bear its own costs.


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 ITS SUCCESSOR IN INTEREST, BORGWARNER
 MORSE TEC, INC.; EXTECO, INC. F/K/A/
 THERMO ELECTRIC CO. INC.; THE MARLEY-
 WYLAIN COMPANY D/B/A WEIL-MCLAIN
 COMPANY, INC.

CERTIFICATE OF SERVICE

I hereby certify that on Nov. 30, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: all counsel of record in this case, and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants: any counsel discovered by me to not be participating in the CM/ECF system.

Respectfully submitted,

s/Rocky W. Eaton
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